



# Peacock's Radio & Wild's Computer Services, Inc.

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John F. Peacock  
Johnny B. Wild

EX PARTE OR LATE FILED

September 26, 1995

Office of Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, DC 20054

RE: Ex Parte Comments in PR Docket 93-144

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SEP 28 1995  
FCC MAIL ROOM

Dear Sir or Madam:

I, John F. Peacock, Vice President of SMR Operations for Peacock's Radio and Wild's Computer Service, Inc. in West Memphis, AR, am greatly disturbed by the thoughtless action the Commission is proposing in PR Docket 93-144.

What is most disturbing is that in the last year (since the August 10, 1994 freeze) I personally have made eight trips to Washington, DC, taking valuable time away from my business to help educate the Commission personnel as to the realities in the "real world" not the apparent Fantasy Land perceived by Chairman Hundt.

To this end, I have meet with the following FCC personnel, some more than once: Mr. Ralph Haller, when he was PRB Chief before changing to the Wireless Bureau; Ros Allen; David Siddell of Commissioner Ness's Office; Jill N. Luckett of Commissioner Chong's office; Karen Brinkman of Chairman Hundt's office; and others.

Also, I have lobbied in several congressional and senatorial offices with the Congressional office of Rep. Blanche Lambert Lincoln sending letters to Chairman Hundt in mine and others behalf. These letters of inquiry apparently have had no impact upon the Commission's HELL-BENT desire to destroy the on going business of small SMR operators in the nation in favor of the good old boys of Nextel.

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Since Nextel is the only company that could benefit from auctions and the major leadership of said company is ex-FCC employees like Robert S. Foosner, ex-Private Radio Bureau Chief and now Senior Vice President of Governmental Affairs for Nextel.

In late 1994, I presented Mr. Ralph Haller 80 maps (SMR frequency 401 - 480) depicting the licenses within the Memphis area. Within these maps it showed the "white" area that could be licensed to an auction winner. (Assuming the auction winner had no existing license.) Shortly after presenting these maps to Mr. Haller, I was present at a meeting of SMR WON and Nextel with Mr. Bob Foosner as the speaker for Nextel. Mr. Foosner made a major point boasting that the Private Radio Bureau Chief (Mr. Ralph Haller) called him (the ex-Private Radio Bureau Chief) to his office to explain and analyze the maps provided by myself. Also, in that meeting, Mr. Foosner presented Nextel's plan for the auctions and relocations.

It may be coincidental, but what has been presented in PR Docket 93-144 is almost word for word from Mr. Foosner's presentation to SMR WON or could it be that Mr. Foosner still works for the FCC or maybe the FCC works for Mr. Foosner!!!!

Most discerning is the seeming lack of understanding the requirements of relocations according to Mr. Foosner in his presentation to SMR WON (and supposedly to the Commission.) Relocation consists of "Retuning" and in his simplistic explanation, all you would have to do is "turn the unit off at 7:00 in the evening, have all mobile units retuned overnight and turn the system back on at 7:00 the next morning" and this is in fact what he proposed at the SMR WON / Nextel meeting.

How naive he is to the "REAL WORLD" but this sells nice to those who lack the operational knowledge of the SMR industry.

It appears from the foregoing and in conversation with the Commission personnel, the independent operator is a single site operation with few customers and no ties to other SMR operations. How far this is from factual reality. The network in

which my customers operate with Peacock's Radio and Wild's Computer Service, Inc., can offer over fifty (50) locations in which the customers can roam and utilize their SMR radio/phone. These fifty (50) locations are licensed to over twenty (20) different individuals and or companies.

That means that if only of the twenty were to be "retuned", today that customer would have to be recalled and that portion of his radio/phone retuned. Then, later, if another of the twenty different individuals were to be "retuned" that same customer would have to be recalled and return a second time. With this procedure, how long would it take for the customer to say to hell with it and find an alternative method of communications? Cellular!!

This is the real world in which our customers live and I have yet to address the technical problems that are going to arise at the tower sites when frequencies are no longer going to be separated by 250KHz or more.

Questions arise that if our technical standards can not be maintained without adding antennas at the tower:

1. Will the tower withstand the additional antennas?
2. If the tower is rented, who is going to pay for the additional rent in the coming years?

The answers to technical questions are not addressed and a great Black Cloud hangs over the incumbent SMR operators because there is no one designated to decide which incumbent has to relocate and where the frequencies for relocation are coming from.

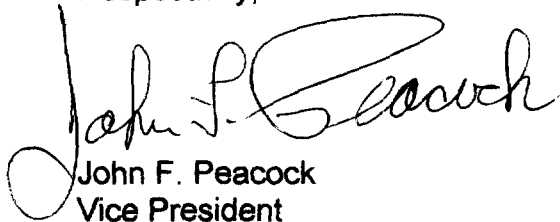
It will be a sad state of affairs if the technical standards and the frequency solutions are left up to the successful auction winners.

Not only would this one act literally put the independent SMR operators in peril of losing their business, in which many have invested the best part of their working years. The real loser would be the public that have purchased equipment and utilize the independent SMR operators for their day to day communications needs.

As an independent SMR operator, the Docket 93-144, as outlined on September 18, 1995, is completely unacceptable without protection to the incumbent to compete directly with the auction winner whether it is Nextel or any one else. Without this you would be in direct conflict with your mandate to "create competition in the market place."

So I say to those in power, please stop being the ostrich and take your head out of the sand and look around. If you continue in the current path, you may have just thrown out the baby with the bath water.

Respectfully,

A handwritten signature in black ink, appearing to read "John F. Peacock". The signature is fluid and cursive, with a large loop at the end.

John F. Peacock  
Vice President  
SMR Operations